

MESSAGE NO: 9292201 MESSAGE DATE: 10/19/2009

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): C-122-222, C-409-222, C-533-222,  
C-570-222, C-580-851, C-582-222

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 01/01/2008 TO 08/10/2008

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTION FOR DYNAMIC RANDOM ACCESS MEMORY SEMICONDUCTORS ("DRAMS") FROM KOREA(C-580-851); EXCEPT HYNIX. CANADA, CHINA, DENMARK, HONG KONG, INDIA.

MESSAGE NO: 9292201

DATE: 10 19 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: C - 580 - 851

C - 122 - 222

C - 570 - 222

C - 409 - 222

C - 582 - 222

C - 533 - 222

PERIOD COVERED: 01 01 2008 TO 08 10 2008

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTION FOR DYNAMIC RANDOM ACCESS MEMORY SEMICONDUCTORS ("DRAMS") FROM KOREA(C-580-851); EXCEPT HYNIX. CANADA, CHINA, DENMARK, HONG KONG, INDIA.

1. COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF COUNTERVAILING DUTY ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED PURSUANT TO SECTION 751(a)(1) OF THE TARIFF ACT OF 1930 AND IN ACCORDANCE WITH SECTION 351.213 COMMERCE'S REGULATIONS.

2. COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE COUNTERVAILING DUTY ORDER FOR THE PERIOD AND ON

THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE FIRM NOTED.  
THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF COMMERCE'S  
REGULATIONS, YOU ARE TO ASSESS COUNTERVAILING DUTIES ON  
MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR  
CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON  
THE DATE OF ENTRY.

PRODUCT: DYNAMIC RANDOM ACCESS MEMORY SEMICONDUCTORS  
COUNTRY: REPUBLIC OF KOREA  
CASE NUMBER: C-580-851  
PERIOD 01/01/2008 - 08/10/2008:

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

HYNIX SEMICONDUCTOR, INC.  
CASE NUMBER: C-580-851-001

3. THERE ARE NO INJUNCTIONS APPLICABLE TO THE ENTRIES COVERED  
BY THIS INSTRUCTION.

4. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED  
THE FOLLOWING INVESTIGATION NUMBER: C 580 851. FOR CBP PURPOSES,  
FOR ALL ASSEMBLED DRAMS FROM THIRD COUNTRIES THAT CONTAIN  
KOREAN DRAMS (UNASSEMBLED OR ASSEMBLED) AND FOR ALL MEMORY  
MODULES FROM THIRD COUNTRIES THAT CONTAIN KOREAN DRAMS  
(UNASSEMBLED OR ASSEMBLED), THE FOLLOWING COUNTRIES HAVE BEEN  
ASSIGNED THEIR OWN CASE NUMBER.

THE FIRST THREE DIGITS REPRESENT THE COUNTRY IN QUESTION, THE  
NEXT THREE DIGITS WILL BE 222, AND THE LAST THREE DIGITS WILL BE  
THE SAME AS IN THE COMMERCE CASE FOR EACH RESPECTIVE  
MANUFACTURER. THE FIRST SIX DIGITS ARE GIVEN BELOW:

CANADA C-122-222  
CHINA, P.R.C. C-570-222  
DENMARK C-409-222  
HONG KONG C-582-222  
INDIA C-533-222

THIS LIST IS FOR CONVENIENCE AND CBP PURPOSES AND MAY BE AMENDED, DEPENDING ON CHANGES IN PATTERNS OF TRADE. IF IMPORT SPECIALISTS SHOULD BECOME AWARE OF SHIPMENTS WITHIN THE SCOPE OF THIS COUNTERVAILING DUTY ORDER FROM THIRD COUNTRIES NOT IN THE AD/CVD MODULE, THEY SHOULD NOTIFY THE DEPARTMENT OF COMMERCE ABOUT SUCH SHIPMENTS IN ACCORDANCE WITH PARAGRAPH 9.

5. THE DRAMS SUBJECT TO THIS ORDER ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 8542.21.8005, 8542.21.8020 THROUGH 8542.21.8030, AND 8542.32.0001 THROUGH 8542.32.0023 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS"). THE MEMORY MODULES CONTAINING DRAMS FROM KOREA, DESCRIBED ABOVE, ARE CURRENTLY CLASSIFIABLE UNDER SUBHEADINGS 8473.30.1040, 8473.30.1080, 8473.30.1140, AND 8473.30.1180 OF THE HTSUS. REMOVABLE MEMORY MODULES PLACED ON MOTHERBOARDS ARE CLASSIFIABLE UNDER SUBHEADINGS

8443.99.2500, 8443.99.2550, 8471.50.0085, 8471.50.0150, 8517.30.5000, 8517.50.1000, 8517.50.5000, 8517.50.9000, 8517.61.0000, 8517.62.0010, 8517.62.0050, 8517.69.0000, 8517.70.0000, 8517.90.3400, 8517.90.3600, 8517.90.3800, 8517.90.4400, 8542.21.8005, 8542.21.8020, 8542.21.8021, 8542.21.8022, 8542.21.8023, 8542.21.8024, 8542.21.8025, 8542.21.8026, 8542.21.8027, 8542.21.8028, 8542.21.8029, 8542.21.8030, 8542.31.0000, 8542.33.0000, 8542.39.0000, 8543.89.9300, AND 8543.89.9600 OF THE HTSUS.

HOWEVER, THE PRODUCT DESCRIPTION, AND NOT THE HTSUS CLASSIFICATION, IS DISPOSITIVE OF WHETHER MERCHANDISE IMPORTED INTO THE UNITED STATES FALLS WITHIN THE SCOPE.

6. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE COUNTERVAILING DUTY REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRM AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

7. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE DURING THE PERIOD 01/01/2008 THROUGH 08/10/2008 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF INITIATION OF ADMINISTRATIVE REVIEW FOR THE 08/2009 ANNIVERSARY MONTH (74 FR 48224, 09/22/2009).

8. THE ASSESSMENT OF COUNTERVAILING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED COUNTERVAILING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED COUNTERVAILING DUTIES BEFORE THE DATE OF PUBLICATION OF THE COUNTERVAILING DUTY ORDER.

INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED COUNTERVAILING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

9. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O1: AR).

10. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE FURGASON

NOTE: THIS MESSAGE WAS REPOSTED ON OCTOBER 27, 2009 WITH THE PROPER ALIGNMENT OF CASE NUMBERS IN THE HEADER AND MESSAGE TEXT.

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party